

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

LACEY EDWARD CAIN,

Plaintiff,
v.

NOAH MARTIN BURRUSS,

Defendant.

Case No. 2:25-cv-01251-ART-BNW

ORDER

Before the Court is Ms. Cain's amended complaint. (ECF No. 14.) Magistrate Judge Brenda N. Weksler issued a Report and Recommendation ("R&R) dismissing the complaint with prejudice, because it suffers from the same problems identified in the original complaint, namely, it fails to state a claim upon which relief can be granted. (ECF No. 15.)

Under the Federal Magistrates Act, a court "may accept, reject, or modify, in whole or in part, the findings or recommendations made by [a] magistrate judge." 28 U.S.C. § 636(b)(1). Where a party timely objects to a magistrate judge's report and recommendation, then the court is required to "make a *de novo* determination of those portions of the [report and recommendation] to which objection is made." 28 U.S.C. § 636(b)(1). A court is not required to conduct "any review at all . . . of any issue that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149 (1985).

Plaintiff has not filed an objection to the magistrate judge's R&R and her time to do so has now expired. (ECF No. 15.)

The magistrate judge granted Ms. Cain leave to amend her original complaint to include a short and plain statement describing the underlying case, the location of those claims, and the grounds for the Court's jurisdiction. (ECF

1 No. 3.) In her amended complaint, Ms. Cain still fails to state a claim upon which
2 relief can be granted. (ECF No. 12.) The Court agrees with the magistrate judge's
3 reasoning and adopts her R&R in full.

4 **I. CONCLUSION**

5 It is therefore ordered that the Report and Recommendation (ECF No. 15)
6 is adopted in full.

7 It is further ordered that Ms. Cain's amended complaint (ECF No. 12) is
8 DISMISSED without leave to amend.

9 It is further kindly ordered that the Clerk CLOSE this case.

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Dated this 13th day of November, 2025.

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ANNE R. TRAUM
UNITED STATES DISTRICT JUDGE

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